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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

VINCENT SANTANA, an individual,

Plaintiff,

vs.

STATE OF NEVADA, ex. rel. NEVADA
DEPARTMENT OF CORRECTIONS;
DANA MARKS, as an individual; ERIN
PARKS, as an individual; SARAH
RUSHTON, as an individual; DESIREE
HULTENSCHMIDT, as an individual;
VALAREE OLIVAS, as an individual;
STATE OF NEVADA, ex. rel. NEVADA
DEPARTMENT OF CORRECTIONS;
STATE OF NEVADA ex. rel. BOARD OF
PRISON COMMISSIONERS; JOSEPH
LOMBARDO, in his official capacity;
AARON FORD, in his official capacity;
FRANCISCO AGUILAR, in his official
capacity; JAMES DZURENDA, in his
official capacity; and JOSEPH BENSON, in
his official capacity; and DOES 1-10
inclusive.

Defendants.

Case No.: 3:23-cv-00395-ART-CSD

**STIPULATION AND ORDER
EXTENDING DEADLINE TO FILE
RESPONSE TO MOTION TO
DISMISS**

(THIRD REQUEST)

Plaintiff Vincent Santana and Defendants State of Nevada ex. rel. Nevada Department of Corrections, et. al., by and through their respective counsel, hereby stipulate and request that this Court grant an extension of time for Plaintiff to file his response to Defendants' Motion to Dismiss (ECF No. 22.) In addition to Plaintiff's counsel's family medical emergencies in May and June, 2024 (*see* ECF No. 31) which continue to require Plaintiff's

counsel's attention, Plaintiff's counsel have been required to devote substantial attention to other recent and upcoming deadlines, including but not limited to: replying in support of a writ petition before the Nevada Supreme Court on June 27, 2024, responding to a motion to dismiss in civil rights matter in this District on July 9, 2024; and, submitting an opening brief and appendix in an appeal to the Nevada Supreme Court on July 15, 2024. The Parties agree that a 14-day extension of time would be appropriate. This is the third request for an extension of this deadline.

This extension is to allow Plaintiff to properly review and respond to the motion to dismiss and not for the purpose of delay. The parties respectfully request this Court adjust the deadlines as set forth above—specifically, moving the deadline to respond to the motion to dismiss from **July 12, 2024** to **July 26, 2024**.

IT IS SO STIPULATED.

DATED this 10th day of July, 2024.

MCLETCHE LAW

By: /s/ Leo S. Wolpert
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DATED this 10th day of July, 2024.

AARON D. FORD, Attorney General

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ORDER

IT IS SO ORDERED.

DATED: July 11, 2024.



U.S. MAGISTRATE JUDGE